

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

CONTINENTAL INDEMNITY COMPANY,)	
)	
Plaintiff,)	Case No. 8:19-cv-00485-LSC-CRZ
)	
vs.)	
)	
IPFS OF NEW YORK, LLC, et al.,)	
)	
Defendants.)	

DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

Defendants IPFS of New York, LLC, and IPFS Corporation (collectively “IPFS” and “Defendants”) by and through their undersigned attorneys, pursuant to Federal Rule of Civil Procedure 56(a) and Nebraska Rule 56.1, hereby move this Court for an order granting summary judgment in favor of IPFS on the grounds that Continental Indemnity Company’s (“CNI’s” and “Plaintiff’s”) action has no merit, there is no genuine issue of material fact in dispute, and IPFS is entitled to judgment as a matter of law. In support of their motion, Defendants rely on the accompanying Memorandum in Support of their Motion for Summary Judgment.

WHEREFORE, Defendants IPFS of New York, LLC, and IPFS Corporation request this Court grant their Motion for Summary Judgment and award damages in the amount of \$479,512.95 against Continental Indemnity Company, with such other and further relief as this Court deems just.

Dated: January 16, 2020

Respectfully submitted,

LATHROP GPM LLP

/s/ Michael J. Abrams

Mark J. Parachini Nebraska Bar No. 26455

Mark.Parachini@LathropGPM.com

Michael J. Abrams (*pro hac vice*)

Michael.Abrams@LathropGPM.com

Noah H. Nash (*pro hac vice*)

Noah.Nash@LathropGPM.com

2345 Grand Boulevard, Suite 2200

Kansas City, Missouri 64108-2618

Telephone: (816) 292.2000

Telecopier: (816) 292.2001

***Attorneys for Defendants IPFS of New
York, LLC and IPFS Corporation***